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JAN 02 2019

SC Court of Appeals

2018-002162

SECOND AMENDED NOTICE OF APPEAL AND REQUEST TO WAIVE FEES

- 1) Appellant is appealing his 5th Judicial Circuit Court of South Carolina judgment to the South Carolina Court of Appeals, Columbia, South Carolina.
- 2) Appellant is appealing four orders:
 - a) An Order by Chief Judge Hood ordering a continuance but denying most of the relief requested by Appellant in his Motion to Consolidate three untried matters with his Circuit Court Appeal from the Probate Court (Smiley).
 - b) An Order by South Carolina Magistrate Mel Maurer(Dutch Fork), denying Movants Motion to Return to work at Verizon for want of Jurisdiction over a Federal Claim with the Verizon Corporation, and the US Government. Judge Maurer denied creating a new cause # for this claim stating to Appellant in person he believed the time and expense of serving the parties was not worth the States time due to the subject matter in question. It is in fact consolidated with the cause 2018-CP4002738.
 - c) An Order of Dismissal by Circuit Judge Kelly on his appeal for lack of service on a Writ of Certiorari, which is incorrect as Notices of Appeal are not required to be served by the South Carolina Constable.
 - d) An Order by Circuit Judge Manning reopening the case after discussing the issues of service of the appeal. This order directly conflicts with Judge Kelly's order.
- 3) Appellant will likely have a fifth order from Judge Hood on his request to consolidate now three separately filed complaints into a single cause because appellant believes that the State of South Carolina served cross-claims of mental health as a result of his original employment actions. In other words the original claims have never been heard.
- 4) a) Appellant also notifies this court that the Virginia Circuit Court(CLI4-4663) did the exact same thing as South Carolina in the trial court, serving cross claims of competency in an action against Verizon where the Commonwealth of Virginia had attached on behalf of Verizon's originated employment action.
 - b) No Verizon officer responsible for this issue has ever testified in open court or via deposition, and in fact did not show for their depositions in Virginia which should have resulted in a default judgment in his favor.
 - c) Furthermore No Verizon officer has appeared on a subpoena in this cause in South Carolina claiming they wanted to be paid expert fees on a daily basis for the civil complaint which they originated. Again, Appellant believes a default judgement in his favor in this case is warranted and just as Verizon did not appear for trial.
- 5) Appellant has requested to waive costs in this case as he has been found insolvent by the State of Florida Court of Appeals in December.
- 6) Appellant reoffers that in his appeal he simply wants this court to consolidate the lower court actions listed in his brief for a single trial on the merits out of Judicial Economy.

Appellant believes that he is not sure even under State Statute that the Chief Judge of the 5th Judicial Circuit has such power.

- 7) Appellant is citing the transcript with Judge Manning as the only transcript needed for this action which was ordered on this day.

Signed this 2nd Day of January, 2019

John S. Stritzinger /s
2156 Cresthill Rd
Columbia, South Carolina
843-352-3459

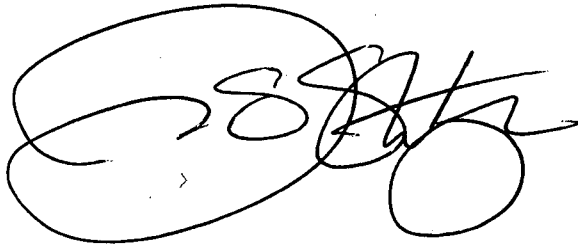
A handwritten signature in black ink, appearing to be 'J. Stritzinger', written over a large, loopy scribble.

Exhibit A

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Richland
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2018CP4002738

John Stritzinger
PLAINTIFF(S)

South Carolina
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

Continued

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 09/20/2018 .

Stritzinger John for John Stritzinger
South Carolina
John Stritzinger for Stritzinger John

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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SC Court of Appeals

ELECTRONICALLY FILED - 2018 Sep 20 12:26 PM - RICHLAND - COMMON PLEAS - CASE#2018CP4002738

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

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Richland Common Pleas

Case Caption: John Stritzinger vs South Carolina

Case Number: 2018CP4002738

Type: Order/Electronic Form 4

So Ordered

s/Paul M. Burch, Judge #2048

Electronically signed on 2018-09-20 12:11:57 page 3 of 3

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SC Court of Appeals

Exhibit B

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

DUTCH FORK
MAGISTRATE'S COURT

John S. Stritzinger

Movant

vs.

Verizon Federal and the United States Government

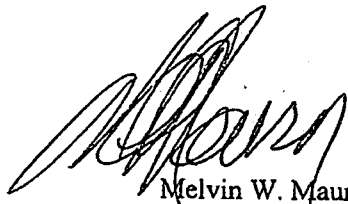
Respondents

2018 JUN -4 PM 3:11
DUTCH FORK MAGISTRATE

After review, there is no venue or jurisdiction for this action in a South Carolina County Court. Therefore your action is returned as a dismissal.

Be it so ordered.

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Melvin W. Maurer
Magistrate

June 4, 2018

STRITZINGER v VERIZON FEDERAL

IN THE MAGISTRATE COURT OF SOUTH CAROLINA

COLUMBIA, SOUTH CAROLINA

**PETITION TO ORDER VERIZON TO PROVIDE COUNSEL, MOTION TO STAY EMPLOYMENT ACTION AND
TEMPORARY RELIEF AND REQUEST TO ORDER THE US GOVERNMENT TO APPEAR**

1. **Parties**

Movant is John S. Stritzinger. Respondents are Verizon Federal – N. Charleston (Attn Adrian Murrell – Head of Security), and The United States Government.

2. **Jurisdiction**

This court has general jurisdiction over claims smaller than \$7500.00 which this Petition as its written complies.

3. **Facts**

- 1) Movant has emergency issues which impact his ability to maintain a residence and visitation with his children.
- 2) Movant was a senior employee of Verizon Federal assigned to all US Civil Accounts, representing a business greater than 4 Billion dollars annually to Verizon Enterprise Services run by John Stratton, and Susan Zeleniak. Mr. Palmieri is the Chief Patent Lawyer for Verizon. Mr. Murrell is head of Security for Verizon Wireless in N. Charleston and whom knows Movant personally.
- 3) In March of 2013, Movant was assigned to the Federal Bureau of Investigation for a large internal security program which is classified at the Departmental Level. It is therefore above the regional SAC, and local FBI field representatives which all have Top Secret clearances. (Internal Security of the Bureau).
- 4) The US Government subcontracts to Verizon to provide enhanced security in certain regions of the country including the US Navy bases in Virginia.
- 5) In March of 2013, Movant was told that he needed to physically live within 10 miles of a US Military facility. This was not possible in Ashburn, Virginia at Verizon corporate HQ's for Federal Services, but was possible in Virginia Beach, and in Charleston due to the long term commitment to Goose Creek.
- 6) In June of 2013, Movant moved to Virginia Beach County, and was assigned a military, FBI and Verizon security team which included US Secret service personnel on a joint project. That project was to handle threats across agencies for protective services.
- 7) The Solution itself is not discoverable under any state law, and requires that all information regarding his family including children be sealed.
- 8) Movant sought to have this cause heard in the US District Court in South Carolina where he is in fact a US Magistrate of general jurisdiction but effectively assigned to the US Army command. In

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the Army command structure court orders to third parties are usually not entered and are unnecessary.

- 9) The US District Court has like the State of Virginia asked him to submit documents on the open docket so that they can sign an IFP, and allow the cause to proceed. Virginia after seeing the size of the dispute said it was a felony wage cause, and the US District Court simply refuses to provide him a hearing even to establish income requesting the cause be transferred by the state.
- 10) The State of South Carolina has ruled the amounts in question are greater than 75K dollars and need to be set for the circuit court of South Carolina.
- 11) Movant however under his Verizon contract has a requirement for Verizon to pay for his business expenses including issues with Verizon contracts with the US government.
- 12) Movant has been denied a trial for four years on the merits, but won a criminal cause in Maryland set by Verizon.

Movant intends to provide copies of his Verizon contracts in person which include code of conduct, intellectual property, and sales agreements which he would like to enter into evidence.

4. Relief Requested

- i. Movant requests that the court order Verizon to provide counsel to him from one of several internal Verizon Federal employees based at 22001 Loudoun County Parkway, Ashburn, VA which have no internal cost, or to provide an external retainer to a third party attorney.
- ii. Movant requests that Verizon provide him a Verizon American Express card with a limit of \$2500.00 for legal expenses.
- iii. Movant requests that Verizon provide hotel accommodations for as long as three months while any circuit proceeding is ongoing.
- iv. Movant requests the court order Adrian Murrell, and the US Attorney at Main Street in Columbia, SC to appear.
- v. Movant wants the court to stay his Verizon employee contract while the cause is proceeding.
- vi. Movant wants the court to set a deposition of Verizon, and himself, and an ADR session within seven days.
 - a) Verizon - Adrian Murrell - 7351 Rivers Ave, North Charleston, SC 29406 - (843) 569-7313
 - b) Verizon - Joseph Palmieri - One Verizon Way, Basking Ridge, NJ 07920
 - c) US Attorney - 1441 Main St, Columbia, SC 29201 - Phone: (803) 929-3000

Signed this 18th day of December 2017

John S. Stritzinger /S

John S. Stritzinger

EXHIBIT A - PAYSTUB FROM VERIZON PROVING EMPLOYMENT WITH VERIZON

Exhibit C

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Richland
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NO. 2018CP4002738

ELECTRONICALLY FILED - 2018 Nov 29 3:35 PM - RICHLAND - COMMON PLEAS - CASE#2018CP4002738

John Stritzinger
PLAINTIFF(S)

South Carolina
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other Action was not commenced per SCRPC 3(a).
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

This matter is before the Court by way of a motion seeking certain relief as set forth in the motion filed 19 June 2018. The Court denies relief as prayed for and dismisses this matter, ex mero motu.

Plaintiff filed a Petition for Writ of Certorari with the Clerk of Court for the County of Richland, State of South Carolina on 21 May 2018 and requested to file in forma pauperis. By order of the Court, Plaintiff's request was denied 22 May 2018. It is unclear to this Court as to whether or not Plaintiff thereafter paid filing fees as required. But, it is clear to this Court that all filings in this matter have been filed by Plaintiff, pro se. And, it is clear to this Court that Plaintiff has failed to commence an action in this Court by filing and serving a Summons and Complaint in accordance with Rule 3(a), SCRPC. Until an action is pending, there is nothing a Court can do. Chabek v. Nationwide Mut. Fire Ins.Co, 303 SC 26 (1990).

The Court dismisses this case.

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 11/29/2018 .

Stritzinger John for John Stritzinger
South Carolina
John Stritzinger for Stritzinger John

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Page 1 of 2
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Court Reporter:

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Richland Common Pleas

Case Caption: John Stritzinger vs South Carolina
Case Number: 2018CP4002738
Type: Order/Electronic Form 4

It is so Ordered.

s/ R. Keith Kelly - 2165

Electronically signed on 2018-11-29 13:07:49 page 3 of 3

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SC Court of Appeals

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2018CP4002738

John Stritzinger

South Carolina

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____

Attorney for: Plaintiff Defendant or Self-Represented Litigant

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IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

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Additional Information for the Clerk: Matter under advisement

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled
		\$
		\$
		\$

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge [Signature] Judge Code 2061 Date 12-20-18

For Clerk of Court Office Use Only

This judgment was entered on the 21 day of Dec, 2018 and a copy mailed first class or placed in the appropriate attorney's box on this 21 day of Dec, 2018 to attorneys of record or to parties (when appearing pro se) as follows:

John Stritzinger
ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____

Clerk of Court [Signature]

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JAN 02 2019

SC Court of Appeals

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